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 10 Attorneys for Defendant  
 11 LELAND STANFORD JUNIOR UNIVERSITY



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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

1 JAMES LEE STEWART, an individual,  
 2 Plaintiff,  
 3 vs.  
 4 LELAND STANFORD JUNIOR UNIVERSITY,  
 5 Defendant.

6 ) CASE NO. C07 04061 RS  
 7 )  
 8 ) STIPULATION RE: TIME AND  
 9 ) [PROPOSED] ORDER  
 10 )  
 11 ) U.S. District Court Local Rules  
 12 ) Local Rule 6-1  
 13 )

14 Pursuant to the U.S. District Court Local Rules, Local Rule 6-1, the parties hereby  
 15 stipulate regarding time. The Court held a hearing on its Order to Show Cause Re: Dismissal of  
 16 the Complaint (Declaratory Relief) on March 17, 2008, at 9 a.m. The Court continued the matter  
 17 to April 21, 2008 at 9 a.m. for Further Order to Show Cause re: Dismissal.

18 Counsel for Defendant Stanford University ("Stanford" or "Defendant") agreed to accept  
 19 service of the Complaint (Declaratory Relief), file-stamped August 8, 2007 ("Complaint  
 20 (Declaratory Relief)", as offered at the hearing on Order to Show Cause re: Dismissal, confirmed  
 21 to Plaintiff's counsel by telephone, effective April 3, 2008. Counsel for the parties agreed to a  
 22 date for Stanford's responsive pleading to Plaintiff's Complaint (Declaratory Relief) of Friday,  
 23 April 18, 2008. On several occasions since the hearing, Counsel for the parties met and  
 24 conferred by phone to attempt early resolution of this matter.

25 Following telephonic meet and confers between counsel, on April 8, 2008, Defendant  
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1 wrote Plaintiff, setting forth its legal position, disclosing documents supporting its position, and  
2 requesting that Plaintiff withdraw and dismiss Plaintiff's Complaint (Declaratory Relief) in its  
3 entirety, on or before April 11, 2008. Defendant also notified Plaintiff that if he did not do so,  
4 Plaintiff could be subject to Defendant's Motion under Federal Rule of Civil Procedure, rule 11.  
5 Plaintiff's counsel has been in arbitration hearings April 9 through April 14, 2008, limiting the  
6 time within which he could analyze and respond to Defendant's position statement and request.

7 The parties are attempting to resolve this matter in a manner that will limit the Court's  
8 dedication of judicial resources to this case, and pursuant to that, hereby enter this stipulation to  
9 extend time. The parties hereby stipulate that in order to allow Plaintiff additional time,  
10 Plaintiff's counsel will respond to Stanford's April 8, 2008 position statement on or before  
11 April 22, 2008. If Plaintiff's response is something other than withdrawal and dismissal of  
12 Plaintiff's Complaint (Declaratory Relief) in its entirety, Defendant will have up to and including  
13 May 16, 2008 within which to answer or otherwise respond to Plaintiff's Complaint (Declaratory  
14 Relief).

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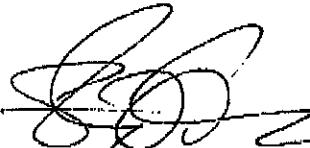
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Gordon & Rees LLP  
275 Battery Street, Suite 2000  
San Francisco, CA 94111

1 It is so stipulated.

2 Dated: 4/15/08



Steve Zavodnick, Esq.  
Counsel for Plaintiff  
James Lee Stewart

5 Dated: April 16, 2008



Carol C. Copsky, Esq.  
Counsel for Defendant  
Leland Stanford, Jr. University

10  [PROPOSED] ORDER

11 Having reviewed the parties' stipulation, the Court hereby orders that pursuant to the  
12 parties' request, it is So Ordered.

13 In addition, in light of the parties' Stipulation and to accommodate the parties' efforts  
14 in resolving the case, the Court continues the Order to Show Cause re: Dismissal hearing from  
15 April 21, 2008 to **May 5, 2008 at 9 a.m.** If a Stipulated Dismissal is filed on April 28, 2008,  
16 the hearing will be vacated. If a dismissal is not on filed by **April 28, 2008**, the parties shall  
17 file a Joint Statement updating the Court on the status of the case.

18  
19 Dated: April 18, 2008



20  
21 JAMES WARE  
22 United States District Judge